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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff(s),

v.

LUIS ALBERTO FLORES,

Defendant(s).

2:06-CR-284 JCM (RJJ)

ORDER

Presently before the court is the matter of *United States v. Flores, et al.*, case no. 2:06-cr-284-JCM-RJJ.

On October 11, 2007, defendant Luis Alberto Flores entered a guilty plea to counts 1-5 of the indictment charging him with crimes related to the distribution of methamphetamine. (Doc. # 38). On April 9, 2008, the defendant was sentenced to 151 months custody per count to be served concurrently. (Doc. # 54). The defendant was represented by counsel at each stage of the proceedings.

Acting *pro se*, defendant has filed the instant “motion for retroactive application of sentencing guidelines to crack cocaine offense.” (Doc. # 58).

Pursuant to Local Rule IA 10-6(a), “[a] party who has appeared by attorney cannot while so represented appear or act in the case. An attorney who has appeared for a party shall be recognized by the Court and all parties as having control of the client’s case.” As Mr. Donald J. Green is

1 defendant's counsel of record, and has not filed a motion to withdraw, the defendant may not file
2 motions on his own behalf.

3 Defendant has appeared by attorney, and continues to be so represented. Any motions he
4 seeks this court to consider must be filed by his attorney of record.

5 Accordingly,

6 IT IS HEREBY ORDERED, ADJUDGED, and DECREED that the motion for retroactive
7 application (doc. # 58) be, and the same hereby is, DENIED without prejudice.

8 DATED March 31, 2014.

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11 UNITED STATES DISTRICT JUDGE
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